

**04-698     SCHAFFER, ET AL. V. WEAST, ET AL.**

DECISION BELOW: 377 F.3d 449 (4<sup>th</sup> Cir. 2004)

QUESTION PRESENTED

Under the Individuals with Disabilities Education Act, when parents of a disabled child and a local school district reach an impasse over the child's individualized education program, either side has a right to bring the dispute to an administrative hearing officer for resolution. At the hearing, which side has the burden of proof -the parents or the school district?

Cert. Granted 2/22/05